

Recent Developments in the Law on The Free Movement of Persons within the European Union

Moving from labour law to fundamental rights ?

Dr. Mark Jeffery
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Free Movement of Persons is complex mix of factors

Intervention of the European Court of Justice

Uneven Application of Free Movement Rights

Four Current Lines of Development

Free Movement in Practice

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Free Movement of Persons is complex mix of factors.

Economic Policy

Employment law and social policy

Citizenship and social rights

National sovereignty

Policies on immigration and refugees.

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Intervention of the European Court of Justice:

Step-by-step development of the law.

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Uneven Application of Free Movement Rights

Economic agents (especially workers and self-employed) favoured over others

EU citizens favoured over non-citizens

Need for a cross-border element

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Four Current Lines of Development

European Court of Justice and 'Economic' Free Movement

European Court of Justice and the Free Movement of EU Citizens

The Proposed Reform of the Legislative Framework

Moves to Abolish Border Controls within the EU

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Free Movement in Practice

High expectations

Low Take-up?

States have been slow to react

- administrative procedures
- opening up public sector.